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FISCAL IMPACT STATEMENT

LS 7184

BILL NUMBER: HB 1382

NOTE PREPARED: Jan 10, 2007

BILL AMENDED:

SUBJECT: Juvenile Delinquency and Criminal Law Information.

FIRST AUTHOR: Rep. Lawson L

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill requires a law enforcement agency to notify the chief administrative officer of the primary or secondary school or the superintendent of the school district in which a child is enrolled if the child is taken into custody. The bill provides that certain agencies and entities may exchange certain information about a juvenile. The bill also provides that a judge shall give written notice of a conviction to the chief administrative officer of a primary or secondary school or the superintendent of the school district in which a child is enrolled if the child is convicted of certain felonies or if the child has been adjudicated as a delinquent child for an act that would be certain felonies if committed by an adult.

Effective Date: July 1, 2007.

Explanation of State Expenditures: The bill requires a law enforcement agency who takes a child into custody for committing a delinquent act to notify the chief administrative office of the primary or secondary school or the superintendent of the school district in which the child is enrolled that the child was taken into custody and the reason why the child was taken into custody. This provision would increase the workload of local law enforcement agencies. The number of children taken into custody for committing a delinquent act is not known. Actual increases in workload are indeterminable.

The bill also requires a judge who presided over a trial, accepted a plea agreement, or adjudicated a child as a delinquent child to give written notification within seven days of the conviction or adjudication to the chief administrative office of the primary or secondary school or the superintendent of the school district in which the child is enrolled. In addition, if the court later modifies the individual's sentence or juvenile law disposition the court is required to notify the aforementioned individuals of the sentence or disposition modification. As proposed, the workload of judges would increase. The Department of Correction (DOC)

reported that a total of 39 children were convicted of a Class A, B, C, or D felony during CY 2004. In addition, 811 were adjudicated as a delinquent offender for the aforementioned felonies. It should be noted that these figures do not include the number of children who would have been placed on probation, that number is not known.

Explanation of State Revenues:

Explanation of Local Expenditures: *See Explanation of State Expenditures.*

Explanation of Local Revenues:

State Agencies Affected: Indiana State Police.

Local Agencies Affected: Local law enforcement agencies; Courts.

Information Sources: Department of Correction.

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